1 2	FILED ENTERED LODGED RECEIVED	Magistrate Judge Brian A. Tsuchida			
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5	CLERK U.S. DISTRICT COURT WESTERN DISTRICT OF WASHINGTON BY DEPUTY				
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7	UNITED STATES DISTRICT COURT FOR THE				
8	WESTERN DISTRICT OF WASHINGTON AT SEATTLE				
9	ATSLATTLL				
10	UNITED STATES OF AMERICA,	NO. MJ15-566			
11	Plaintiff				
12		MOTION FOR DETENTION			
13	v.				
14					
15	CARLOS RICARDO BALLESTEROS,				
16	Defendant.				
17					
18	The United States moves for pretrial detention of the Defendant, pursuant to 18				
19	U.S.C. 3142(e) and (f)				
20	1. Eligibility of Case. This case is eligible for a detention order because this				
21	case involves (check all that apply):				
22	☐ Crime of violence (18 U.S.C. 3156).				
23	☐ Crime of Terrorism (18 U.S.C. 2332b (g)(5)(B)) with a maximum sentence				
24	of ten years or more.				
25		as aflifa imprisanment or death			
26	Crime with a maximum sentence of life imprisonment or death.				
27	☐ ☐ ☐ Drug offense with a maximum	sentence of ten years or more.			
28					

1		Felony offense and defendant has two prior convictions in the four		
2	categories above, or two State convictions that would otherwise fall within these four			
3	categories if federal jurisdiction had existed.			
4		Felony offense involving a minor victim other than a crime of violence.		
5		Felony offense, other than a crime of violence, involving possession or use		
6	of a firearm.	destructive device (as those terms are defined in 18 U.S.C. 921), or any		
7	other dangerous weapon.			
8		Felony offense other than a crime of violence that involves a failure to		
9	register as a Sex Offender (18 U.S.C. 2250).			
10		Serious risk the defendant will flee.		
11				
12		Serious risk of obstruction of justice, including intimidation of a		
13	prospective witness or juror.			
14	2.	Reason for Detention. The Court should detain defendant because there		
15	are no conditions of release which will reasonably assure (check one or both):			
16		Defendant's appearance as required.		
17		Safety of any other person and the community.		
18	3.	Rebuttable Presumption. The United States will invoke the rebuttable		
19	presumption against defendant under 3142(e). The presumption applies because:			
20		Probable cause to believe defendant committed offense within five years of		
21	release following conviction for a qualifying offense committed while on pretrial release.			
22		Probable cause to believe defendant committed drug offense with a		
23	maximum sentence of ten years or more.			
24		Probable cause to believe defendant committed a violation of one of the		
25	following of	fenses: 18 U.S.C. 924(c), 956 (conspiracy to murder or kidnap), 2332b (act		
26	of terrorism), 2332b(g)(5)(B) (crime of terrorism).			
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1		Probable cause to believe defendant committed an offense invol	lving a
2	victim unde	er the age of 18 under 18 U.S.C. 1591, 2241, 2242, 2244(a)(1), 224	15, 2251,
3	2251A, 225	2(a)(1) through 2252(a)(3), 2252A(a)(1) through 2252A(a)(4), 22	60, 2421
4	2422, 2423 or 2425.		
5	4.	Time for Detention Hearing. The United States requests the C	Court
6	conduct the detention hearing:		
7		At the initial appearance	
8		After a continuance of <u>3</u> days (not more than 3)	
9			
10	DAT	ED this 4 th day of January, 2016.	
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12		Respectfully submitted,	
13	·	ANNETTE L. HAYES	
14 15		United States Attorney	
16		myant	
17		MARK P. PARRENT	-
18		Assistant United States Attorney	,
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